

HOUSE BILL 464  
By Hagood

AN ACT to amend Chapter 11 of the Private Acts of 1979; as amended by Chapter 36 of the Private Acts of 1981 and Chapter 37 of the Private Acts of 1981; and any other acts amendatory thereto, relative to elections in the city of Jefferson City.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Article III, Section 1 of Chapter 11 of the Private Acts of 1979, and any other acts amendatory thereto, is amended by deleting the section in its entirety and substituting instead the following:

Section 1. **Date of general city election.** A general city election shall be held on the same date as the state general election on the first Tuesday after the first Monday in November of even numbered years.

SECTION 2. Article III, Section 4 of Chapter 11 of the Private Acts of 1979, as amended by Chapter 36 of the Private Acts of 1981 and Chapter 37 of the Private Acts of 1981, and any other acts amendatory thereto, is amended by deleting the section in its entirety and substituting instead the following:

Section 4. **Election procedure.** At the city election held in May of 2003, a Mayor and two (2) councilmen shall be elected and shall serve until the date of the general

state election on the first Tuesday after the first Monday in November of 2006 or until their successors are elected and qualified. Thereafter the Mayor shall be elected every two (2) years or until his or her successor is elected and qualified and the councilmen shall be elected for four-year terms of office or until their successors are elected and qualified. At the city election held in May of 2005, two (2) councilmen shall be elected and shall serve until the date of the general state election on the first Tuesday after the first Monday in November of 2008 or until their successors are elected and qualified. Thereafter they shall be elected for four-year terms of office or until their successors are elected and qualified. Any Mayor or councilman shall be eligible for reelection. In the event that two (2) or more candidates receive the same number of votes at any election for Mayor or councilman, the tie shall be broken in accordance with the provisions of Tennessee Code Annotated, Section 2-8-111.

SECTION 3. Article IV, Section 2 of Chapter 11 of the Private Acts of 1979, and any other acts amendatory thereto, is amended by deleting the section in its entirety and substituting instead the following:

Section 2. **Election of Vice-Mayor.** The Mayor and councilmen, at the first regular meeting following each general city election shall elect one (1) of their number Vice-Mayor to carry out the duties of Mayor in his or her absence. If the office of Mayor shall become vacant, the Vice-Mayor shall become Mayor the remainder of the unexpired term; and in the latter event, as soon as the vacancy is filled, the council shall elect another of its members to the office of Vice-Mayor to serve during the remainder of the unexpired term.

SECTION 4. Nothing in this act shall be construed as having the effect of removing any incumbent from office or abridging the term of any official prior to the end of the term for which such official was elected.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the city of Jefferson City. Its approval or nonapproval shall be proclaimed by the presiding officer of the city of Jefferson City and certified to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 5.